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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/764,182	01/23/2004	Daniel Sundman	004410.P010	7850

7590 01/26/2007  
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EXAMINER
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NGUYEN, CAM LINH T

ART UNIT	PAPER NUMBER
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2161

SHORTENED STATUTORY PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE
3 MONTHS	01/26/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

<b>Office Action Summary</b>	<b>Application No.</b>		<b>Applicant(s)</b>	
	10/764,182		SUNDMAN ET AL.	
	<b>Examiner</b>		<b>Art Unit</b>	
	CamLinh Nguyen		2161	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

#### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) ☒ Responsive to communication(s) filed on 04 December 2006.
- 2a) ☒ This action is **FINAL**.                      2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) ☒ Claim(s) 1-32 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-32 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 23 January 2004 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

- |  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)   | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)   | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date <u>12/4/06</u> . | 6) <input type="checkbox"/> Other: _____  |

### DETAILED ACTION

1. This Office Action is response to communication filed on 12/04/2006.
2. Applicant's amendments to claims 1 – 32 are acknowledged. Consequently, claims 1 – 32 are currently pending for further processing.

#### *Information Disclosure Statement*

3. The information disclosure statement (IDS) submitted on 12/04/2006 is in compliance with the provisions of 37 CFR 1.97, 1.98, and MPEP §600. Accordingly, the information disclosure statement has been placed in the application file and is being considered by the examiner.

#### *Claim Rejections - 35 USC § 102*

4. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

5. Claims 1 – 32 are rejected under 35 U.S.C. 102(e) as being anticipated by Bhatt et al (U.S. 2004/0252121 A1).

♦ As per claims 1, 17, 25, 30

Bhatt discloses a method/ system/ apparatus comprising:

- “A query engine” (Fig. 5, element 15 of Bhatt) to “Receiving a data access query that combines a structured query language (SQL) clause with output related characteristics of

an output data chart into a statement, the data access query being provided by a first user”

See Fig. 12, page 6, paragraph 0064 of Bhatt. In particular:

- “A data access query” corresponds to “a database query” (page 6, paragraph 0064 of Bhatt).
- A structured query language (SQL) (See page 8, paragraph 0075 of Bhatt). As defined in the Specification, page 20, paragraph 0067, “the output related characteristics are associated with corresponding data elements in the SELECT clause. In the instant reference, Bhatt disclose a method for predefined a chart using SQL query. The SQL query must include clause such as SELECT clause and is used to retrieved chart data. Therefore, the query in Bhatt is a query that combines a structured query language (SQL) clause with output related characteristics of an output data chart into a statement.
- Output related characteristics of an output data chart corresponds to the data chart that going to be retrieved from the DB (Fig. 12, page 6, paragraph 0064 of Bhatt).
- “The data access query being provided by a first user” corresponds to the user that provided the query at the design time (Fig. 12 of Bhatt).

- “Building the output data chart for a second user using the data access query” See Fig. 10, and 12 of Bhatt. Bhatt teaches that the predefined chart is created and stored in the database (Fig. 12) and a second user (the user at run time in Fig. 10) would retrieve the predefined chart using the database query associated with the chart (Fig. 10).

♦ As per claims 2, 18, 26, 31, Bhatt discloses:

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- “Wherein the first user is familiar with a database model of a database being queried and the second user is not familiar with the database model of the database being queried”.

There are different users in the Bhatt system, one is for design time and one is for run time. Therefore, the user in the design time must be familiar with the data model and the second user (run time) does not have to be familiar with the database model.

♦ As per claims 3, 19, 27, 32, Bhatt discloses:

- “Wherein the output data chart is one selected from the group consisting of a graph and a grid” See Fig. 1 – 4, paragraphs 0021 – 0025 of Bhatt.

♦ As per claims 4, 20, 28, Bhatt discloses:

- “Wherein the output related characteristics are selected from the group consisting of one or more dimension elements of the output data chart ... data chart” See Fig. 1 – 4, paragraphs 0021 – 0025 of Bhatt.

♦ As per claims 5, 21, 29, Bhatt discloses:

- “Wherein the data access query provides associations between database elements contained in the SQL clause with corresponding output related characteristics”. Because the query specifies the output related characteristics that stored in the database elements, the data access query (database query) must provides associations between database elements contained in the data access query with corresponding output related characteristics.

♦ As per claims 6, Bhatt discloses:

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- “Further comprising providing an access query user interface to assist the first user” corresponds to the interface that allows the user to create the chart (See Fig. 5 – 9, paragraph 0034 of Bhatt).

♦ As per claims 7, 22, Bhatt discloses:

- “Extracting an SQL statement ... syntax” See Fig. 10, 12, paragraphs 0056 – 0057.

♦ As per claims 8 - 12, 23 – 24, Bhatt discloses:

The limitations of these claims have been noted in the rejection of the above claims. Determine and create a particular chart based on user input (Fig. 6- 9, 12 of Bhatt), they are therefore, rejected as set forth above.

♦ As per claim 13, Bhatt discloses:

- “Making the output data chart available for integration into a personalized web page of the second user” See Fig. 5, paragraph 0030 wherein the client device can be a mobile device.

♦ As per claim 14, Bhatt discloses:

- “Restricting access to the output data chart to employee of a certain business division” See Fig. 5, wherein the user must login and enter the password in order to access the server through the network 20. Therefore, the system must restrict the access to the output data chart to employee of a certain business division.

♦ As per claims 15 - 16, Bhatt discloses:

- These limitations are disclosed in Fig. 6, Fig. 12, and paragraph 0046 of Bhatt.

***Response to Arguments***

6. Applicant's arguments filed 12/04/2006 have been fully considered but they are not persuasive.

Applicant argues that the Bhatt reference does not disclose having a database access query that combines an SQL clause with output related characteristics of an output data chart into a statement" as claimed in the presently claimed invention. The Examiner respectfully disagrees.

As indicated above, Bhatt discloses a structured query language (SQL) (See page 8, paragraph 0075 of Bhatt). As defined in the Specification, page 20, paragraph 0067, "the output related characteristics are associated with corresponding data elements in the SELECT clause. In the instant reference, Bhatt disclose a method for predefined a chart using SQL query. The SQL query must include clause such as SELECT clause and is used to retrieved chart data. Therefore, the data that associated with the SELECT clause in Bhatt corresponds to the output characteristics of data; the output related characteristics of an output data chart corresponds to the data chart that going to be retrieved from the DB (Fig. 12, page 6, paragraph 0064 of Bhatt); and the query in Bhatt is a query that combines a structured query language (SQL) clause with output related characteristics of an output data chart into a statement.

### ***Conclusion***

7. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period

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will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to CamLinh Nguyen whose telephone number is (571) 272 - 4024. The examiner can normally be reached on Monday-Friday.

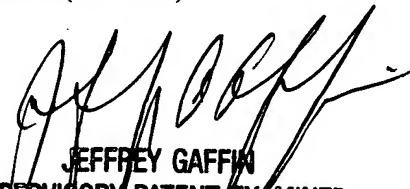
If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jeffrey Gaffin can be reached on (571) 272 - 4146. The fax phone number for the organization where this application or proceeding is assigned is 571 - 273 - 8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Nguyen, Cam-Linh

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